

In the Indiana Supreme Court

CASE NUMBER:

ORDER AMENDING RULES OF TRIAL PROCEDURE

Under the authority vested in this Court to provide by rule for the procedure employed in all courts of this state and this Court's inherent authority to supervise the administration of all courts of this state, Rule 80 of the *Indiana Rules of Trial Procedure* are amended to read as follows (deletions shown by ~~striking~~ and new text shown by underlining):

INDIANA RULES OF TRIAL PROCEDURE

...

XI. GENERAL PROVISIONS

Rule 80. Supreme Court eCommittee on ~~r~~Rules of ~~p~~Practice and ~~p~~Procedure

(A) Creation, members, terms of office, and removal. There is hereby created a committee to be known as the "Supreme Court Committee on Rules of Practice and Procedure." The committee shall consist of nine members appointed by the Supreme Court. All members of the committee shall be members of the bar of the state of Indiana. One member shall be a judge of the Court of Appeals of the state of Indiana, and one member shall be a judge of a trial court of original, general jurisdiction of the state of Indiana.

The term of each member shall be for five years, except that a member appointed to fill the vacancy of an unexpired term shall be appointed only for the remainder of the unexpired term. Any member may be removed by the Supreme Court.

(B) Officers, executive secretary, meetings, quorum, and compensation. The committee annually shall elect from among its members a chairman who shall preside at all meetings, a vice-chairman who shall preside at meetings in the absence of the chairman, and a secretary who shall keep the minutes of the meetings and prepare the agendas for the meetings. The committee, with the prior approval of the Supreme Court,

may appoint an executive secretary of the committee who shall be a member of the bar of the state of Indiana and who shall serve at the pleasure of the committee. The executive secretary shall have the right and duty (1) to administer the committee's work, (2) to supervise the maintenance of the committee's records, and (3) to do all other things necessary and proper to carry out his rights and duties under this rule or as delegated to him from time to time by the committee.

The committee shall meet monthly at a time and place designated by the chairman, and the chairman in his discretion may call special meetings of the committee. Five ~~Four~~ members shall constitute a quorum at any regular or special meeting of the committee. The committee shall act by a vote of a majority of the members present at any regular or special meeting.

The members of the committee shall be allowed their necessary expenses and such reasonable compensation as the Supreme Court shall fix from time to time.

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This amendment shall take effect February 1, 2007.

The Clerk of this Court is directed to forward a copy of this Order to the clerk of each circuit court in the state of Indiana; Attorney General of Indiana; Legislative Services Agency and its Office of Code Revision; Administrator, Indiana Supreme Court; Administrator, Indiana Court of Appeals; Administrator, Indiana Tax Court; Public Defender of Indiana; Prosecuting Attorney's Council; Indiana Supreme Court Disciplinary Commission; Indiana Supreme Court Commission for Continuing Legal Education; Indiana Board of Law Examiners; Indiana Judicial Center; Division of State Court Administration; Indiana Judges and Lawyers Assistance Program; the libraries of all law schools in this state; the Michie Company; and the West Group.

The West Group is directed to publish this Order in the advance sheets of this Court.

The Clerks of the Circuit Courts are directed to bring this Order to the attention of all judges within their respective counties and to post this Order for examination by the Bar and general public.

DONE at Indianapolis, Indiana, this _____ day of February 1, 2007.

Randall T. Shepard
Chief Justice of Indiana

All Justices concur.